STROPSIS FOR THE PAST TWENTY-FOUR HOURS. - Washington, October 19. - The temperature has risen, with southerly winds, west of the Mississippi river and in the Upper Lake region; has remained nearly stationary in Tennessee, the Ohio Valley, and East Gulf States; elsewhere it has fallen, with northwesterly winds.

INDICATIONS FOR SUNDAY .- For the Middle Atlantic States, clear, partly cloudy wea-ther, northeasterly winds, falling followed by rising temperature, and higher pressure, For the South Atlantic States, clear of partly cloudy weather, winds mostly northerly, stationary or higher pressure and temperature.

THE WEATHER ON SATURDAY WAS clear and THERMOMETER SATURDAY: 6 A. M., 46

9 A. M., 53; noon, 65; 3 P. M., 62; 6 P. M., 58; midnight, 48. Mean temperature, 55%.

LOCAL MATTERS.

VISIT OF GENERAL THOMAS EWING, OF Onto.-General Thomas Ewing, recently reelected a member of Coogress from one of the Ohio districts, reached Richmond on Friday night, and on Saturday visited the Corn and Tobacco Exchanges, the mills, and other places of interest in the city. General Ewing is a remarkably handsome man, captivating in his manner, a fine speaker, and is deeply interested in the commercial affairs of the country, and par-

ticularly in Virginia. At the Tobacco Exchange General Ewing was introduced to Mr. B. C. Gray, president of the Association, Mr. E. O. Nölting, and others. Mr. Gray called the trade to order, and in a brief and felicitous address presented General Ewing to the dealers and manufacturers present. General Ewing said he had just been taking a little walk around the city, and was astounded that he had been called upon for a speech. He visited Richmond nine years ago and had returned to find that, unlike many cities in the North, Richmond had been making extraordinary progress. It was very apparent to him. It was gratifying to him and to any one who feels an interest in the welfare and commercial prosperity of He said he had had the pleasure of meeting the Engineer in He knew what "bulldozing" meant among charge of the James-River improvement, a certain class, but among gentlemen it had and had been surprised and gratified to learn what immense advantage the expenditure of a very little money had been in the improvement of the river. Indeed with the outlay of very little more Richmond would be made practically a marine city. sea. He referred very happily to the location of the city, and believed there is a

ders. The population of her chief city is intelligent and enterprising enough to apof the two great sections of our country. ception be had had, the General and his or flatly deny them.

destined to be not only the chief southern

city, but one of the greatest upon this con-

tinent. The coal- and iron-fields of the

State offer great inducements for capital,

which must inevitably flow into her bor-

friends continued their ride around the city. Governor Holliday, and afterwards dined Colonel Newman was arrested between 11 tlemen at the Exchange Hotel. General from a meeting in Hanover: Ewing will leave Richmond to-day.

PERSONAL.-Dr. J. Hall Moore has returned to the city, having recovered from his spell of sickness. Mr. L. J. Le Fancheur, formerly manager

of the office of the Southern and Atlantic Telegraph Company here, now residing in Norfolk, has in the Philadelphia Times for this week an interesting article and valuable contribution to history on the subject of the fight between the Merrimac and United States fleet. T. C. McPhail, of Charlotte, was regis-

tered at the Corn and Flour Exchange. Mr. John Collinson, of England, and the counsel for the bondholders of the Atlantic, Mississippi and Ohio railroad, are at the Exchange. It is expected that the matter of foreclosure will be brought to the attention of the United States Circuit Court this week. Hon. R. A. Coghill was in the city Satur-

Dr. and Mrs. J. J. A. Moncure will sail

on the 23d for London in the Denmark, of the National Line of steamers. They expect to be absent in Europe for a year, or probably longer. The Doctor expects to attend the medical lectures in Paris and Wienna, and to make the study of the eye and ear his specialty.

The visitors to the Tobacco Exchange Saturday were William Ayres, Sr., Danville; Leroy Roper, Petersburg; George J. Dew, Fernandina, Fla.; B. F. Halery, New Market, N. H.; A. T. Harris, Jr., Louisville, Ky.; General Thomas Ewing, Ohio; and H. C. Parsons, Kentucky.

REUNION OF "F" COMPANY ASSOCIA-TION .- The annual reunion of this Association was held Saturday night the 19th instant at Snelling's Cafe. There were present thety-two members of the Association. An election of officers was held, resulting as follows: President, Major Charles R. Skinker; First Vice-President, Captain M. T. Clarke; Second Vice-President, Major T. A. Brander; Third Vice-President, Mafor Thomas G. Peyton; Secretary, R. A. Brock; Treasurer, Lieutenaut R. H. Gil-

A committee was appointed, consisting of Massrs. Brander, Hudgins, Tyler. and Brock, to draft resolutions of thanks to Company A, of Washington, D. C., testifying the appreciation of the Association of the generous hospitality accorded its representatives who accompanied the volunteer "F" Company on its recent visit to the

The estiation served was of the choicest character, and most creditable to "mine host," to whom a resolution in apprecia-

tion was voted. A mock trial was held, arraigning the representatives of the Association at Washington for defection under social inspiration during their recent visit; which, after bail, Justice Crutchfield said that in con-

THE MILITARY.—The First regiment was inspected by Lieutenant-Colonel Purcell Saturday night, and made a fine appearance. The ranks of some of the companies were not quite as full as they should have been,

ISPAICH.

VOL. LIV. . . . THE ROTALL NEWMAN NOTES.

The Parties Before the Police Court Saturday Morning.

A STRANGE COINCIDENCE, TO SAY THE LEAST-WHAT BULLDOZING MEANS AMONG GENTLEMEN AND WHAT AMONG and Newman. ROUGHS-THE FACTS AS THEY WERE DRAWN OUT.

Mr. W. L. Royall, attorney at law, and W. W. Newman, Greenbacker candidate for Congress, suspected of being about to engage in a duel and arrested on that charge Friday night, were before the Police Court Saturday. A troop of friends followed each gentleman into the courtroom. Mr. Royall seated himself within the bar with his counsel-Mr. Wood Boullin and S. B. Witt to the right of him, Mr. C. V. Meredith to the left of him. Colonel Newman also took a seat in the bar. His

counsel, Messrs. James Necson and H. A. Atkinson, Jr., were by his side. Colonel Newman was thus seen yesterday for the first time by many of our citizens." He seems to be at least six feet high and roughs, buildoze [using his fist in explabout fifty years old. His bair is of sandy

color and his whiskers sandy-gray. A good many cases had to be disposed of before the Justice could examine the "alleged duellists." In the meantime Colonel Newman looked straight to the front and fondly stroked his beard. Mr. Royalt sat with his arms folded; quiet but probably group of five or six on Main street. impatient for proceedings to commence.

AN INDIGNANT WITNESS. The first witness sworn was Mr. J. W. Fisher, of Fisher & Blam. Mr. Fisher came to the stand with a shade of indignation

overspreading his genial countenance. "The reason why" was fully explained as he gave in his testimony. He said he knew nothing whatever of a contemplated breach of the peace, and couldn't imagine how his name came to be connected with it, except that on Friday Mr. C. J. Wicks met him near his office and talked with him about the canvass. Mr. Fisher then and there remarked that he didn't admire Mr. Royall's Clay-Ward speech. It looked to him, he said, as if Mr. Royall wanted to bulldozé Newman.

There the conversation ended. Mr. Fisher thought no more about it. What were his feelings when he awoke Saturday morning and found that Royall and Newman had been arrested on suspicion, and that his name was published as a witness.

WHAT BULLDOZING MEANS.

Mr. C. J. Wicks, teamster, was now called to the stand. He stated that Mr. Fisher's relation of the conversation between them was true. He thought by Mr. Fisher using the word "bulldozing" some serious trouble was brewing. As a peaceable citizen, he regarded it as his duty to prevent it. quite a different interpretation, and so he went to Sergeant Perrin and gave the information that he had reason to apprehend

a hostile meeting, and the arrests resulted. In response to questions Mr. Wicks solemply asserted that he had no knowledge of She stands at the foot hills of the Blue any correspondence between Messrs. Royall Ridge and yet at the head of an arm of the and Newman when he went to the Sergeant.

JUSTICE CRUTCHFIELD. Justice John J. Crutchfield was sworn. of a responsible gentleman: some questions.

Said Justice Crutchfield: "Mr. Royall tried to make me believe that there wasn't anything in it. When I asked him pointblank questions he evaded them."

The impression made by Justice Crutchfield's evidence was that he suspected from preciate the situation and to cast aside the Mr. Royall's manner there was something prejudices of the past and help by their up. But he didn't believe that it would power and influence to strengthen the union have aroused the suspicion of any one not informed as he had been. Mr. Royall, he said, After returning thanks for the cordial re- had either to evade the questions or answer

Our readers will remember that Mr. Roy-Later in the day General Ewing visited all was arrested between 8 and 9 o'clock. with a number of prominent Richmond gen- and 12-upon his return to his hotel here

THE CORRESPONDENCE.

Justice Crutchfield said that he learned from Sergeant Perrin, who got it from Wicks, that there was probably a correspondence. So when Colonel Newman was brought into the station-house under arrest the Justice asked him for the correspond- the city. ence, and Newman, not being very well posted on duelling matters, pulled it out of

a pocket and delivered it up. Justice Crutchfield further stated: I suspected from the way Mr. Royall went on before he was bailed that there was a correspondence. I thought so from his manner, not from his words. When Colonel Newman once. was brought in he said he was surprised at his arrest; that he didn't expect any difficulty with Mr. Royall. Said something to The whip is held by the Court for identificathe effect (after he gave me the letters, I think) that if Royall expected him to back down because he was not in the Confederate army he was mistaken. To that I responded that after Mr. Royall's letters he would either have to back down or tight. A friend

with Newman said, "That's so." Newman said that he was not before aporised of the arrest of Royall. Justice Crutchfield was asked by counsel for Colonel Newman: You told Colonel Newman to give up the correspondence, because you knew he wasn't posted, you say ! that he didn't know anything about fight-

ing a duel. [Laughter.]
Further: Newman asked me if he was attacked by Royall could be fight. I gave him no advice except to keep the peace. SUSPICIONS.

Mr. Crutchfield (in response to questions of Mr. Royall): At the station-house, in your great desire to make me think that there wasn't anything in it, you went too far, and made me think that there was-Mr. Bouldin: Well, tell us what Mr. Royall said that aroused your suspicions. Witness: Well, I asked him if there was

correspondence. Mr. Bouldin: Well, what did he say? Witness: He said that he never was more surprised in his life than when the officers came to arrest him: that he was reading a paper, and hadn't the slightest idea of such

a thing. Mr. Bouldin: Well, what else? The witness: Well, I asked him if he had written a letter to Newman. What did he say?

Witness: He asked with some show of intend to keep me here all night?" I told day night. him I certainly did. He then said well it was an imposition, or something of that sort. I again asked him about letters passing, and Mr. Royall answered: "I give you my word and henor that I'll have no difficulty with Newman between now and tomorrow morning, unless I am attacked." After Mr. Reyall had been admitted to much humor, resulted in a nolle prosequi. versation with outers was more in the

RICHMOND, VA.,

Crutchfield to find Mr. Fisher, but could not [Mr. Fisher but gone to Manchester to hear Major Daniel's speech]. Then he made the compinint blusself and the warrant was issued. Wicks said that Mr. Fisher told him in his (Fisher's) room, where told him in his (Fisher's) room, where Mr. Fisher was lying sick, that a duel was imminent, but said nothing that he remembered about notes passing between Royall

In response to a question addressed him by Mr. Bouldin Sergeant Perrin said that he learned from the newspapers that Wicks was the president of a Greenback club in Jackson Ward.

MR. WICKS'S INTERPRETATION. · Here Mr. Wicks spoke up and said that from his interpretation of "bulldozing" he suspected a duel would occur. Mr. Fisher: Did I mention duel to you once?

Mr. Wicks: No sir; but from that and from seeing groups of gentlemen in the street I kinder sniffed it. Mr. Fisher: Did I say anything about a

hostile correspondence? Mr. Wicks: No, sir; but I presume that gentlemen don't buildoze with anything except pistols and swords. I know how nation

were in the group. Mr. Wicks: No, sir; I don't want to criminate any one. After some questioning Mr. Wicks said that he had that day seen Mr. Witt in a

Mr. Royall: Mr. Wicks, mention who

THE END. Mr. Bouldin: Mr. Wicks, had you no reason besides what Mr. Fisher told you defendant, by counsel, objected. and the seeing of some groups on the street Royall and Newman?

Mr. Wicks: No, sir. The Police Justice: Were you advised or requested by either of the gentlemen to give information to the police?

No. sir. Mr. Fisher said that his remark about Royall's speech was made near his office; that Wicks was never in his room. Never said a duel was imminent.

The Police Justice waited sometime for the lawyers to commence the argument. He then asked them if they had anything to say. They replied that they had not. Thereupon Justice White asked if the correspondence (which was sent down to the court by Justice Crutchfield-same as published in this paper Saturday) was admitted to be true. Justice Crutchield said that Colonel Newman admitted it at the Second stationhouse. Mr. Royall admitted his letters. The Police Justice then announced his determination to hold the parties to bail for

Mr. Royall asked to look at the bail-bond. It was shown him. It required him to keep the peace towards all citizens of the Commonwealth, and Colonel Newman particularly. He objected to being tied up "as to the whole world." The Justice would not change the form.

twelve months in \$1,000.

Mr. Royall offered as sureties Messrs. N. M. Wilson and L. F. Bossieux. Colonel Newman offered Messrs. C. W. Turner and John L. Grubbs. They were satisfactory sell by retail, or to keep a bar-room, shall

WHERE THE LEAK WAS. great future in store for Richmond He issued the warrant for the arrest of noon, on the train to Asbland, Mr. Frank business is suitable and convenient, it shall, a commercial city. Her people Messrs. Royall and Newman upon informa- Pumphrey informed Mr. Hill Carter, attor- upon the execution by the applicant of a gone through a long and terri- tion received from Sergeant Perrin; was ney at law, that a fight was impending beperiod, but we see, said he, the told by the Sergeant that Mr. Fisher could tween two gentlemen in Richmond, and time now close at hand when the asperities give some particulars, and sought Mr. that he had read the correspondence be- not less than \$100 nor more than \$1,000, of war will all be worn off by the benign Fisher before issuing the warrant; not find- tween them. Now, of the three friends of conditioned for the faithful performance of influence of trade and by the social and ing him at home concluded that it was well Mr. Royall who had known of the matter, all the requirements of this act, grant such commercial relations of the two great sec- to issue the warrant anyhow; saw Mr. and Mr. Royall himself, each one is ready tions of our country. Richmond is in the Royall when he was brought to the Second to testify that he had not mentioned the position to command trade, and he believed station-house under arrest and asked him affair, and it is plain that Mr. Newman haddisclosed it."

JUSTICE WHITE'S COURT, SATURDAY .- The continued case of Moses Gray (colored), charged with shooting Pompey Chiles, was called up. Pompey, a little colored boy about six years old, was brought into court by his father. His face was peppered with marks of the shots and his eyes closed. His father stated to the Court that the boy's eyesight was destroyed. At the first examination nearly all of the witnesses testified that Pompey stated Saturday morning that he porations? told Moses his old gun wasn't any account, when Moses replied, "It ain't, is it? I'll show you"; then, pointing the gun at him, fired. Moses was sent on to the grand jury.

James Holioran was charged with cursing and beating John Laughlin. At the request of the prosecutor the case was dismissed on payment of costs.

Robert M. Brown, Joseph Thompson, John J. Caimee (tramps), were arrested under the vagrant act and ordered to leave

Edward White and Jennie Coleman (both colored), charged with disorderly conduct. White was required to give surety for future good behavier. Jennie Coleman was dis-

William Pryor, a black tramp from Chattanooga, was ordered to leave the city at

stealing two dresses from Belle Williams, was discharged.

John Thomas (colored), assault and battery, was required to pay costs. Committed person of good character." (Code of 1860, in default.

William E. Seymour, the hermit, was up winter.

Jane Smith (colored) was fined \$1 for disorderly conduct. John Dabney (colored), charged with Justice Crutchfield: Yes, I was satisfied stealing one pair of boots from John R. Tyree. Discharged-the evidence not being

sufficient to convict.

LICENSES OF LIQUOR-DEALERS REVOKED. In the Hustings Court on Saturday a number of bar-keepers and liquor-dealers were present to show cause why their licenses should not be revoked. Judge Christian heard the evidence in a number of cases, and revoked the licenses of Mark Davis, corner Twelfth and Bank streets; Consani & Bernichi, 1615 east Franklin street; D. Meoni, 1521 Franklin street; and S. Augustine, 1723 east Main street. The Judge stated that in his judgment the evidence showed that the parties had not complied with the law (in failing to register drinks sold), and that he was determined as far as possible to enforce the law. He heard the

DR. BURROWS' LECTURE.-Rev. J. L. Burrows, D. D., who is now in the city and a guest of Rev. Dr. Curry, will deliver his new lecture, Dis-Cuss—always retaining the "Dis"—at Clay-Street Baptist church, mpatience: "If I don't give bail, do you corner Clay and Graham streets, on Tues-

> ing of the Common Council will be held live capacity. It cannot be considered this afternoon at 5 o'clock to consider a number of ordinances.

A NEW ENTERPRISE.—The Holman Liver Pac Company of New York have established an agency for the sale of the Holman remedies in the city of Richmond and surrounding country, under the management affirmative act, or incite others to do so, as street between Fifth and Sixth for \$16, matter than he at first supposed.

The segment of Mes. 47s. Fitzmorris & Foster. These gentlemen have fitted up two elegant rooms at No. 1013 Main street (up-stairs), opposite the post-office. The ladies' department will the post-office are post-officed to present the post-office are post-officed to present the post-officed to present the post-officed the post-officed to present the post-officed the post-office whether the existence of a correspondence was mentioned to Sergeant Perrin by Mr. Wicks, the Sergeant was sent for. Upon his arrival he was put upon the stand and sultation free; and all who are afflicted are as mannest—the result of the prizes offered by the Agricultural Society.

The West-End Beneficial Ball.—The suspected trouble bestern ficial and Social Club is announced for fac's he told the Sergeant went with Justice in this city.

The Cool Spell.—The tidal-wave which struck us about 2 A. M. Friday in a cold invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other formed him that he suspected trouble bestern ficial and Social Club is announced for the Sergeant went with Justice principle.

The Cool Spell.—The tidal-wave which struck us about 2 A. M. Friday in a cold invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle—the cure of disease by absorption. The press of other invited to call and get the fullest particulars of this wonderful principle.

The Cool Spell A. M. Friday in a cold invited to call and get the fullest particulars of this wonderful principle.

The Cool Spell A. M. Friday in a c

THE RICHMOND CLUB.

THIS KIND HELD NOT TO BE INDICTABLE FOR FAILING TO TAKE OUT A LICENSE TO SELL LIQUOR-THE PERSONAL LIA-BILITY OF CLUB-HOUSE AGENTS OR MEM-BERS NOT INVOLVED, AND CONSEQUENT-LY NOT DECIDED.

Judge George L. Christian on Saturday lecided the Richmond-Club case as follows This is an indictment against the "Richmond Club," a body corporate under the laws of this State, for "unlawfully selling wine, ardent spirits, malt liquors, and mixtures thereof, to be drunk at the place where sold, without having first obtained license therefor." The evidence and arguments of counsel having been heard, the attorney for the Commonwealth asked the Court to give to the jury an instruction in these words: "If the jury shall believe from the evidence that the Richmond Club has not been licensed under the laws of this Commonwealth to sell wine, ardent spirits, malt liquors, and mixtures thereof; and if they shall further believe from the evidence that said Club has within twelve months last past sold wine, ardent spirits, malt liquors, or either of them, or mixtures of either of them, to the members of said Club or to invited guests, then the Court instructs the jury that they must find the defendant guilty." To this instruction the As there is no dispute about the fact that to suspect that there was trouble between this club is not licensed, and the further

fact proved by its secretary that DRINKS WERE DISPENSED

at its Club-house through its agent under a contract with the Club to its members and invited guests, the propriety of giving this the liability of this corporation to this indictment. This question has been ably and ingeniously argued on both sides, and withsince day before yesterday I have given it the best consideration that I was able under the circumstances surrounding me. The first section of the act imposing a tax on the privilege of selling wine, ardent spirits, &c., approved March 30, 1877, provides that "no person shall within the limits of this Commonwealth sell wine, ardent spirits, malt liquors, or any mixture thereof, either by wholesale, retail, or to be drank at the place where sold, or in any other way, without having first obtained license therefor"; and after defining the several kinds of business to be licensed, it further provides that "any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and shall be fined not less than twenty dollars nor more than five hundred dollars, and be imprisoned not less than one month nor more than twelve

THE SECOND SECTION PROVIDES that "any person who desires a license to

to the Court, and the parties left the court- first apply therefor to the court of the county or corporation in which he resides; and if the court be fully satisfied, upon hearing The following is given by way of addi- the testimony for and against the application to the above evidence, on the authority | tion, should any be offered, that the applicant is a fit person, and that the place of bond, with good security, payable to the Commonwealth of Virginia, in a penalty of

license." It will be observed that in both sections of the act above quoted the word "per-son" only is used, and the attorney for the Commonwealth has argued to show that under that provision of the Code (chapter 1539) relative to the construction of statutes which says that the "word 'person may extend and be applied to bodies politic and corporate as well as individuals," the word person as used in this act embraces corporations as well as natural persons.

THE INQUIRY WHICH MEETS US at the threshold, then, is: Does the word which was so fully argued before the jury it was a case of accidental shooting, but "person," as used in the act, embrace cor- It is enough for me to know that this cor-In order to solve this question we will in-

quire-First. Can a corporation, as such, obtain the license prescribed by the statute to sell, &c.? And

Secondly. Can it incur the penalty prescribed for a violation of the law by selling without a license?

must be clear that the word "person," as as to the propriety of its getting a license, used in the statute, will not embrace corpo- when this question was formally submitted rations.

license to sell by retail, or to keep a barroom, under this statute? As early as 1839 the Legislature provided that, in order to obtain such a license, the applicant should obtain from the court a certificate that the "store is a place fit and convenient to the neighborhood for the re-James Perkins (colored), charged with tail of such liquors, and that he or she is of stealing one buggy-whip, was discharged. | good character." (Acts 1839-40, ch. 235.) clothing, provisions, and other articles. This continued to be the wording of the | On Friday night they visited Dr. Beattie's, law until 1859, when the words used were and slaughtered a fine young bull, and took Tempey Knight (colored), charged with that the certificate should be that he or she a number of ducks. This was twice they was a "person of sobriety and good charac- visited this gentleman the last week. A ter." (Acts 1859-60, § 32, p. 49.) And the farmer desires it said : words used in the Code of 1860 were, "a ch. 38, § 32.) In 1870 the words "sobriety and good character" were restored. (Acts for vagrancy. He was sent to jail for the 1870-71, p. 97. § 99.) These words were inserted in the Code of 1873 (ch. 34, § 24), and were only changed to a "fit person" for now under consideration; and Judge persons should keep themselves well armed, Appeals of Virginia, in Hogan vs. Guigon, rate gang that are now making a living by party invited. of this act, that "substantially the same

certificate as to CHARACTER AND CONVENIENCE of place is required by the first (he meant second) section of the act as under former

It is unnecessary to argue, then, that if the applicant for such a license must prove to the Court that he is a person of "sobriety and good character," a corporation cannot be embraced within the meaning of the

word " person," as used in this act. But again: Can a corporation incur the penalty prescribed for selling without a license? As before stated, the act provides that any person violating its provisions "shall be deemed guilty of a misdemeanor." evidence in other cases, but reserved his and shall be fined not less than twenty dollars nor more than five hundred dollars, and be imprisoned not less than one month nor more than twelve months."

At common law a corporation could not be impleaded criminaliter by its corporate name (Commonwealth vs, Swift-Run-Gap Turnpike Company, 2 Virginia Cases, 362); THE COMMON COUNCIL.—A special meet- is incapable of a personal act in its collec-

A MORAL AGENT. and therefore it cannot commit a crime or become the subject of punishment."-(2 "committed to prison, for its existence be- \$720; 292 feet on Duyal street for \$147.

MONDAY MORNING, OCTOBER 21, 1878.

Judge Christian, speaking for the Court, in | Barrett's administrator vs. Same, 27th Gratfrom their very nature exclude corporations TIAN IN THE CASE-A CORPORATION OF Such, for instance, are all statutes declaring a person committing certain acts guilty of felony, or other criminal offences, and affixing certain punishment for the offence. In such cases, and others that might be named, corporations, from the very nature of the act itself, are not included by the word 'person' for very obvious reasons." It seems to me clearly, then, that this comprehended by the word person, and of course cannot incur the punishment inflicted for the violation of this statute.

> There are other provisions of the act which are equally conclusive of the fact that corporations were not within its provisions-e. g., The latter part of the second section provides that the bond given by the applicant for a license shall contain a waiver of homestead which is known to be a personal privilege. (Read us. N. Bank of Win., 2 Va. L. J., 17.) In the fifth section, which requires the dealers to turn the crank of the register, such dealer is designated by the pronouns he and him only The tenth section provides that "any li censed dealer, for every wilful failure to perform any of the duties required of him by the fifth section, shall be deemed guilty of a misdemeanor," &c., and that "any person prosecuted for a violation of the fifth section shall be allowed to testify in his own behalf." A corporation can only act through agents, and a principal is only responsible for the unlawful act of his agent when such act is done with his knowledge or assent, participated in, approved of, or countenanced by him, which of course could never be the case with a corporation under this act. But again. It is

A WELL-SETTLED RULE OF LAW

instruction brings up the whole question of that in the construction of statutes not only must the whole statute be considered to gether, but that the words of the statute are to be taken in their ordinary and familiar in the very brief space of time that I have had signification and import, and regard is to be had to their general and popular use. (Potter's Dwar., 183-4.) Again, that "every charge upon the subject must be imposed by clear and unambiguous language," that a penal law is not to be extended by construction, and revenue laws are of that character. In like manner, in the revenue laws, when clauses inflicting pains and penalties are ambiguously or obscurely worded the interpretation is in favor of the subject. (Plumer's Case, 3 Gratt., 647.) Opinion of Judge Moncure in Fox vs. Commonwealth. (16 Grattan, 10.)

It is true that in Virginia since 1853 corporations have been the subjects of indictments (Acts 1852-'53, p. 51; Code of Criminal Procedure, p. 86), but as to the kind of corporation or the nature of the offences for which they are indictable, as contemplated by the statute, it is not very clear, nor is it necessary now to inquire. I apprehend that it can't possibly extend beyond those acts of commission or omission for which the punishment prescribed is a pecuniary fine. But however this may be, I am clearly of the opinion that

THIS CORPORATION IS NOT LIABLE to this indictment, and that it must there-

fore be dismissed. It is well settled that where a crime is committed in connection with the affairs of a corporation the persons guilty of it, although officers and agents of the corporate body, are personally liable to prosecution. (1 Minor's Ins., 639; 20 Maine R., 41.) Whether or not under the arrangement by which drinks are dispensed by this Club. as shown in the evidence, to its members and invited guests through its agent, the

said agent or members are personally liable to indictment ?- whether or not this is one of the acts which the Legislature contemplated should be exercised by this corporation when it granted its charter "for the purpose of promoting social intercourse and establishing a reading-room?"-are questions which I do not think it necessary or proper now to decide. Nor do I think it proper to express any opinion upon the utility or propriety of these institutions, poration has been chartered by the Legislature; and while it acts within the scope of its charter, if the terms of that instrument are within the limits prescribed by the Constitutions of the State and of the United States, the courts cannot interfere with it. It is my province to decide cases pending before me, and for that reason only I deelined to express any opinion as to the lia-For if it can do neither of these things it ability of this corporation to indictment, or to me by the attorneys for the Common-Can a corporation, then, as such, obtain a wealth and the defendant prior to the finding of this indictment by the grand jury.

For the reasons before stated, then, this indictment must be dismissed. SUBURBAN ROBBERIES .- On Thursday night a gang of robbers entered the dwelling of Mr. John S. Alvis, just above the city limits, and carried away considerable

"The citizens of the western suburbs are warned to keep their houses and premises well locked, and remove all valuables in their rooms not occupied to places of safety. These robbers have become so expert that they can enter your house while you are awake without making the slightest noise the first time by the act of March 30, 1877, to arouse suspicion of their presence. All Burks, speaking for the whole Court of and if possible bring to grief this despejudge, 29th Grattan, 712, says, in speaking stealing in and around the suburbs of the city."

> ROLL OF HONOR AT THE RICHMOND HIGH-SCHOOL.—The following is a list of pupils on the roll of honor at the Richmond High-School for the past week: Senior Class-Ada Anderson, Augusta Anderson, Faunic and beloved leader on to a glorious victory Blake, Belle Brown, Constance Cabell, Bella Cohn, Imogen Cottrell, Bertha Dickinson, Stella Hagan, Maggie Mitchell, Fannie Moon, Emma Riddick, Jellis Scott, Annie E. Simms, Sarah Simpson, Nettie Smith, Nora Smith, Lillie Smith, Bettie Sundberg, Emma E. Turner, Jeannie Whittet, Annie E. Woodson, Fannie Wyatt, William T. Dennis, Morris H. Hutzler, Charles P. Lee, Charles P. Smith. (The name of Morris H. Hutzler was omitted last week.) Intermediate Class-James Armstrong, Robert Crump, A. P. Fox, Jr., Jennie Cook, Mary Fox, Emma Laube, Emma Lester, Juliet Marks, Mary Robins, Lelia Saunders, Minnie Saunders, Emma Walters, Keith Woodson, Amelia Brimmer. Junior Class-Sallie Bott, Mary Russell, Rosa Salamonsky, Addie Mayo, William Wills. Attendance for the week, 98 per cent.

CONVEYANCES OF REAL ESTATE FOR THE WEEK ENDING OCTOBER 19, 1878.-Lots fronting 26 feet on Hancock street near Leigh for \$700; 90 feet on Balding street Kent's Com., 279. See also 1 Bl. Com., 476.) near Concord for \$3,000; 587 feet on Sixth A corporation can neither commit a street corner of Clay for \$5,000; 109 feet crime or misdemeanor by any positive or on Maple street for \$110; 84 feet on Broad

THE COOL SPELL .- The tidal-wave which

HONORS TO A RICHMOND FIRM .- At the Miller's executor vs. Commonwealth, and North Carolina State Fair just closed at Barrett's administrator vs. Same, 27th Grat-Raleigh, Messrs. William E. Tanner & Co., tan. 115, says: "There are statutes which of this city, were awarded a gold-medal "for the best portable engine for cornmills, cotton-gins, &c., at work on the

grounds," over all competitors.

News of the 18th: The gold medal offered by the North Carolina State Agricultural Society for the best portable engine for cotton-gins, cornmilis, &c., at work on the ground." was on yesterday awarded Messrs. William E. Tanner & Co., of Richmond, Va., for statute is one in which, from its very natheir beautiful eight-horse horizontal ture, corporations are excluded from being engine No. 385. For excellence of design, completeness of construction, and taste of finish, this machine cannot easily be surpassed, and it should be the pride of all true southerners that we have such manufactories in our midst. Our people should encourage such, especially as their prices are said to be as moderate as can be btained anywhere else. The engines exhibited were six- and eight-horse-power

agricultural pattern, and were both promptly sold on the grounds. DEATH OF PROFESSOR REINHARDT .- Prolessor John Reinhardt, the well-known musician, died Saturday, in the sixty-first year of his age. His funeral will take place today from St. Mary's church. The deceased was the father of Professor Jacob Reinhardt, director of the Mozart Association, and was eminent in his profession. His children inherit much of his genius.

YELLOW-FEVER FUND .- Total receipts to date, \$10,495.35. From L. S. Edwards, secretary for Lou-

siana Division Army Northern Virginia, 8159.65. The treasurer sent \$50 to Dry Grove, Miss., on Saturday.

A Case of Mental Aberration .- Betsy Lewis, a colored woman of unsound mind was found Saturday meandering about the streets by Sergeant Gilman, who took her to the Third district station-house. She was subsequently sought out and taken in charge by her friends.

ADDITIONAL RECRUITS .- Henry Reid. from Amherst county, was received at the penitentiary Saturday for twenty years, for rape; and Jefferson Boyd, from the same county, fourteen years, for same effence.

BRIEF LOCAL ITEMS .- Dr. Burrows will to-night deliver his lecture on Boys at the Grace-Street Baptist church. The Joe Johnston Campaign Club of Jefferson Ward will meet to-night at the Poice-Court room.

UNITED STATES CIRCUIT COURT .- Both Judges Hughes and Bond will be here tomorrow, and the English and other bondholders, by their counsel, will ask for a decree for sale of the Atlantic, Mississippl and Ohio railroad.

THE NEW SCHEDULE .- The new schedule

for the running of the trains between New York and New Orleans goes into effect on the 10th of November. The trains will leave New York at 10 A. M. and 10 P. M. and reach Richmond about 10 A. M. and 10 P. M. THE VIRGINIA MEDICAL SOCIETY .- The

ninth annual session of the Virginia Medi-

cal Society will commence at the hall of the

House of Delegates to-morrow night at 8

o'clock. The banquet will take place at the St. Claire. THE CHANCERY COURT .- In the Chancery Court Saturday Judge Fitzhugh entered

three decrees in chancery, but none of public interest. SNOW IN THE MOUNTAINS .- Passengers on the Chesapeake and Ohio train Saturday morning reported snow in the mountains.

[For the Dispatch.] Young Men's Christian Association of Richmond.

The Association is now making a vigorous effort to revive, enlarge, and render more efficient its important work. We earnestly appeal to members of the Association and our friends generally to give us their sympathies, their prayers, and their active cooperation in the work of helping the young men of our city and carry-

ing the Gospel to destitute ones who are not now reached. Our monthly meeting will be held at Association Hall, Nos. 819 and 821 Main street on Monday evening, October 21st, at 8 o'clock. We cordially invite the ministers of the city, the ladies, our young men, all friends of evangelical Christianity, and the public generally, to attend this and other meetings of the Association. An effort will be made to have the exercises pleasant as well as profitable.

J. WILLIAM JONES, President Young Men's Christian Association.

MANCHESTER AND VICINITY.

The Political Canvass .- After the meeting Friday night the Hon. John W. Daniel FAMILY FLOUR (first class), \$6.50 per barrel; was entertained at the Conservative club- Large SMOKED TONGUES, 90c. each; rooms by Superintendent Jordan and oth- GOLDEN SHERRY, \$2 and \$2.50 per gallon; ers, and was introduced to many of our HAMS (very superior), 16c. per pound; leading citizens. In response to repeated calls he delivered one of his brief but most eloquent and chaste impromptu addresses, which was received with enthusiastic ap plause. The sentiment, " John W. Daniel the next Governor of Virginia," was drunk with long and loud continued cheering. The Executive Committee met Saturday

a vigorous and aggressive canvass. The Vigilance Committee meet in a body next Wednesday night. All friends of General Johnston and the Conservative The name of C. C. McRae, Esq., should

night and final arrangements were made to

bave been published as a First- and not as a Second-Ward minute-man. From all parts of the city and county the word is received all along the line, " All is well. The men are in position, and only

waiting the word to bear their illustrious The Burgess Case .- Mayor Clarke de cided the much-contested Burgess-McRae assault and battery case by fining both of

the parties for a breach of the peace. Personal.-Indirect information was received in this city Saturday of the death in Memphis of William A. Hoppe, a former resident of this city. Mr. Hoppe is a sonin-law of our venerable and respected fel low-citizen, Jesse Whitehead, Esq., and brother-in-law of Messrs. A. Bodeker and John Viles, of Richmond.

OTHER BARGAINS. CARDIGAN JACKETS......\$1 00 CANTON FLANNEL DRAWERS..... COLLARS, per dozen

CASSIMERE PANTS...... 1 00 FOR MEN, YOUTHS, OR . BOYS. OVERCOATS at.....

LADIES' AND GENTLEMEN'S BOOTS and SHOES hand-made—to order—best quality—guaranteed fit—at BOSCHEN'S, 509 and 511 Broad street.

ALBUM-PHOTOGRAPHS at FRAYER'S, four fo

NO. 98. Don't pay \$4 per dozen for card-photo DAVIF. 821 Broad street, will give you just as good darable, and more highly snished work for \$2 per dozen, or four for \$1.

DAVIS. S21 BROAD STREET, ed the services of one of the best photo The following is clipped from the Raleigh graphic artists of New York city, and, with all of is other competent assistants and new accessories is determined to make BETTER WORK than any other establishment in the city at the following low prices: 8x10, for framing..... 8x10. duplicates.... Imperia's, per dozen....... 5 00

TERMS OF ADVERTISING

DON'T PAY IT.

ne square, twelve in

Or four for Corving done in the best style. ONE OF THE MOST WONDERFUL INVENTIONS OF the age is DOOLEY'S YEAST-POWDER. It makes the science of cookery so simple and easy that a young child or the duliest servant can readily comprehend it. It makes a poor cook a good one, and a good one it raises to the rank of artist in the kitch-

Beautiful Card-Pictures, per dozen...... 2 00

en. The genuine is sold only in cans and bottles. FOR OFFENSIVE BREATH from decayed teeth nd diseased gums. use MEADE & BAKER'S CAR-COLIC MOUTH-WASH. Fifty cents a bottle.

LOOK AT OUR \$6 OVERCOATS. LOOK AT OUR \$8 OVERCOATS. LOOK AT OUR \$10 OVERCOATS. LOOK AT QUE \$12 OVERCOATS.

ABTISTICALLY CUT, WELL MADE, THOROUGHLY SHRUNK, THE KNOBBIEST AND NEWEST. A. SAKS & CO.. Tailors and Clothiers, 1013 Main street.

ELECTION TICKETS! ELECTION TICKETS! ELECTION TICKETS ! Send your orders for ELECTION TICKETS to DIS-

promptly and at low rates.

PATCH PRINTING-HOUSE, and you will get them

GO TO FRAYSER'S GALLERY and get four beauti-'ni Album-Photographs for \$1; large size for ASK FIFTY LADIES IN SUCCESSION WHAT PER-FUME they consider the most delicate, the most pure and salubrious, the most permanent, and in all respects the most desirable, and forty-nine of them

will answer MURRAY & LANMAN'S FLORIDA WATER. INCIPIENT TARTAR AND SCURF removed by MEADE & BAKER'S SAPONINE DENTIFEICE. Fifty cents a box.

PHOTOGRAPHS.-The new bromide-of-silver process lately introduced by REES is working wonders in bringing out freckled and rough faces as clear as alabaster. Gem photographs (not tin types), finely finished, 50 cents per dozen : cards, \$2 per dozen worth \$4; large size, \$1. REES' GALLERY, Main street near Eighth.

MR. OSCAR CRANZ has received another small lot of that celebrated Champagne "PREMIERE SER-RE," and would be p'eased to receive orders for it. YOU CAN GET BETTER ALBUM-PHOTOGRAPHS at FRAYSER'S GALLERY than any other gallery in the city. We recommend them.

GOOD ADVICE PRECIOUS AS GOLD .- If you are the victim of rheumatism after you have tried this liniment and that preparation, somebody's lotion and somebody clse's remedy, the best doctors you can find and all the mineral springs, without avail. get a bottle of Dr. HERNDON'S "GYPSY'S GIFT." and that will settle it; or, better still, waste no time and spare your forments by getting it at once. Sold by all live druggists.

DR. GEORGE B. STEEL has returned to the city and may be found at his office, No. 723 Main street,

SPECIAL BARGAINS. 300 dozen LINEN COLLARS at 50c. 1,000 UNLAUNDRIED SHIRTS 500 pairs CANTON FLANNEL DRAWERS. at 25c., 500 HEAVY KNIT UNDERSHIRTS at 30c.

THESE ARE GREAT BARGAINS. A. SAKS & Co., 1013 Main street. SCHOOL-SHOES, all the styles, cheap at

BOSCHEN'S. 509 and 511 Broad street.

PARIS AND BERLIN CLOAKS,

LEVY BROTHERS CONTINUE TO-DAY THEIR GRAND DISPLAY FALL AND WINTER DRESS GOODS,

all of which are OFFERED ATTRACTIVELY LOW PRICES. We invite you to call and inspect the novelties.

LEVY BROTHERS. SAVE YOUR CHILD'S LIFE by giving Dr. MOF-FEIT' TEETHINA (TEETHING POWDERS). Teethina will regulate the bowels and make teething easy. Cures cholera-infantum and the summer-complaints of children, heals eruptions and sores, removes and prevents worms. Anodynes only soothe; Teethina cares the child. R. W. POWERS & Co., Richmond, and all druggists keep it.

JUST RECEIVED: SELECT CREAM CHEESE at 15c. per pound, GOOD MIXED TEA at 40 and 50c. per pound, LAGUAYRA COFFEE, 18 and 20c. per pound; KENTUCKY and BUCKNER'S WHISKEY (four years

old), \$2.50 per gallon, at

CHRISTIAN & WHITE'S. FOR ULCERATED MOUTH, the healing properties of MEADE & BAKER'S CARBOLIC MOUTH-WASH are unexcelled. Fifty cents a bottle.

THE BEST ARTICLES AT LOWEST PRICES : Laguavra Coffee at 18c. per pound : Rich Cream Cheese at 15c. per pound; Really good Tea at 50c. per pound; Fredericksburg Family Flour at \$6.50 per barrel; Choice Hams at 16c. per pound; Finest Beer-Tongues at 90c.;

Duff Gordou Sherry at \$2 per gallon ; "B Select." " Glenwood." and "Alleghany " Whiskeys, finest French Brandy, &c., at lowest prices. Cigars of all grades. W. D. BLAIR & CO.,

AUCTION SALES THIS DAY.

R. S. ANDERSON & SON, 10 A. M., at their store

J. R. HOCKADAY, 10 A. M., bacon, coffee, and JAS. MACDOUGALL, 10% A. M., notions, fancy goods, show-cases, counters, &c. GRUBBS & WILLIAMS, 4% P. M., brick dwelling No. 105 Cary street, between First and Second. RICHARDSON & CO., 4 P. M., two new brick owellings on Sixth street near Leigh.

903 Main street.

MPORTANT NOTICE.-I will sell all my FINE PICTURES at from one thirl to one half of the usual price antil all are sold; also, my large variety of PICTURE-FRAMES for all sizes of

MISCELLANEOUS. .

pho'ographs and motioes at as onishingly low prices. Give me a call, at 912% Main street, be-tween Ninth and Tenth streets. J. W. DENNIS. oc 17-Th.S&M3t NOTICE.—As I have retired from the WAREHOUSE BUSINESS, all TOBACCOS stored at Smoot's warehouse, No. 1211 Cary street, that is not called for before the 23d day of October, 1878, will be removed to SHOCKOE WAREHOUSE for delivery to its owners when called for. No charge to the owners for removing the same, oc 17-4t WILLIAM H. SMOOT.

OTHE CREDITORS OF R. H.

COMETHING NEW.

PIRESIDE STOVE POLISH.

BEST IN MARKET. TRY SAMPLES & CO.,
B. W. POWERS & CO.,
B. W. P se 13-t0c28